

Notice of Allowability

Application No.

09/821,287

Applicant(s)

INAGAKI, ATSUSHI

Examiner

Art Unit

LUONG T. NGUYEN

2612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to English translation of Japanese Patent Application filed on 9/15/2005.
2. ☒ The allowed claim(s) is/are 1, 7, 13 (renumbered as 1-3, respectively).
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 01/19/06.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.


NGOC-YEN VII
PRIMARY EXAMINER

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DETAILED ACTION

1. Since Applicant filed the English Translation of the Japanese Priority Paper (JP 2000-097628) on 9/15/2005, Applicant's argument as filed on 8/23/2005 have been fully considered and are persuasive. The Final Office Action mailed on 5/24/2005 and Advisory Action mailed on 10/04/2005 have been withdrawn.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Joseph Eng on 01/17/2006.

3. The claim has been amended as follows:

Claim 13, line 1, "A computer program" has been changed to --A computer readable medium containing a program--.

Claim 13, line 2, "means for a display method" has been changed to --means stored thereon for a display method--.

Claim 13, line 7, "program including" has been changed to --program is executed by a computer and including--.

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Claim 13, line 13, "the display is selected" has been changed to --the display is selected and set to be OFF--.

Allowable Subject Matter

4. Claims 1, 7, 12 are allowed.

The following is an examiner's statement of reasons for allowance:

The cited reference Fredlund (US 6,724,427) is not considered as prior art because the Fredlund's effective filing date is Jun. 20, 2000, which is three months after the Applicant's March 31, 2000 priority date, the date of filing of Japanese Application JP 2000-097628.

Regarding claim 1, the prior art of the record fails to show or fairly suggest an image sensing apparatus comprising wherein said controller controls said display and said power supply unit so as to set said display ON for a predetermine period, display the information, and set said display OFF after the predetermined period when said display is set to be OFF by said operation member and the information is set to be displayed on said display by said setting unit.

Claim 7 is a method claim of apparatus claim 1. Therefore claim 7 is allowable for the reason given in claim 1.

Claim 13 is equivalent to claim 7. Therefore claim 7 is allowable for the reason given in claim 7.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

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fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to LUONG T. NGUYEN whose telephone number is (571) 272-7315. The examiner can normally be reached on 7:30AM - 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NGOCYEN VU can be reached on (571) 272-7320. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LN LN
01/19/06


NGOC-YEN VU
PRIMARY EXAMINER